



STATE OF NORTH CAROLINA  
DEPARTMENT OF TRANSPORTATION

P.O. BOX 25201, RALEIGH, NC 27611-5201

## CERTIFICATION OF RULEMAKING

<b>Certifying Agency:</b> Department of Transportation				
<b>Action:</b>	<input checked="" type="checkbox"/>	Adoption	<input checked="" type="checkbox"/>	Repeal
<b>Statutory Authority:</b> 20-141, 160A-301 (a), 136-18 (5), 136-18 (5), 136-30, 136-89.58 (5), 20-161 (a, b), 136-54, 20-140.3 (5).				
<b>Public Hearing Not Required For This Action Under:</b> GS 150A-1, 20-1.				
<b>Rule Summary:</b> No Parking, Municipal Speed Zones, Rural Speed Zones, Route Changes, Variable Speed Limit - Municipal, Variable Speed Limit - Rural.				
<b>Circumstances Requiring Rule Adoption, Repeal:</b> Necessary for public safety and welfare.				
<b>Effective Date:</b> September 20, 2016				

September 20, 2016

DATE

  
OFFICER SIGNATURE

James. K. Lacy, P.E.

TYPED NAME

State Traffic Engineer

TITLE

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## No Parking

The Board of Transportation has delegated to the Secretary of Transportation the authority to adopt and promulgate all rules and regulations and ordinances regulating traffic on the highways pursuant to authority of N.C.G.S 143B-350 (g) (see 19ANCAC 4A.0004).

The State Traffic Engineer is subdelegated the authority by the Secretary of Transportation to adopt and promulgate all necessary rules, regulations and ordinances for the use of and to police traffic on state highways, and to set, change, or extend route numbers on the Primary Highway System of North Carolina pursuant to authority of N.C.G.S 143B-350(g) (see 19ANCAC 4A.0004).

Pursuant to that delegation, the State Traffic Engineer hereby adopts and promulgates the following ordinances based on traffic and engineering studies performed by the Traffic Engineering Branch, Department of Transportation, and in accordance with General Statute 136-18 (5), 20-140.3 (5), 20-161 (a, b), 136-89.58 (5), 160A-301 (a).

COUNTY    CARTERET                      DIVISION    2

### RESCIND THE FOLLOWING

County	Ordinance Number	Route	Description
CARTERET	1006365	SR 1190	Along both sides of SR1190 from NC58, eastward to the entrance to the Fort Macon Parking lot, east of Atlantic Beach.

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## Municipal Speed Zones

The Board of Transportation has delegated to the Secretary of Transportation the authority to adopt and promulgate all rules and regulations and ordinances regulating traffic on the highways pursuant to authority of N.C.G.S 143B-350 (g) (see 19ANCAC 4A.0004).

The State Traffic Engineer is subdelegated the authority by the Secretary of Transportation to adopt and promulgate all necessary rules, regulations and ordinances for the use of and to police traffic on state highways, and to set, change, or extend route numbers on the Primary Highway System of North Carolina pursuant to authority of N.C.G.S 143B-350(g) (see 19ANCAC 4A.0004).

Pursuant to that delegation, the State Traffic Engineer hereby adopts and promulgates the following ordinances based on traffic and engineering studies performed by the Traffic Engineering Branch, Department of Transportation, and in accordance with General Statute 20-141.

COUNTY CARTERET

DIVISION 2

### RESCIND THE FOLLOWING

County / Municipality	Ordinance Number	Route	Car Spd Lmt	Trk Spd Lmt	Description
CARTERET ATLANTIC BEACH	1006489	NC 58	45	45	NC 58, from SR 1182 (Atlantic Beach Causeway) eastward to the eastern corporate limits of Atlantic Beach, the end of NC 58, a point 2.20 miles east of SR 1182. (Seasonal, effective from October 15 to March 15, inclusive each year).

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## Rural Speed Zones

The Board of Transportation has delegated to the Secretary of Transportation the authority to adopt and promulgate all rules and regulations and ordinances regulating traffic on the highways pursuant to authority of N.C.G.S 143B-350 (g) (see 19ANCAC 4A.0004).

The State Traffic Engineer is subdelegated the authority by the Secretary of Transportation to adopt and promulgate all necessary rules, regulations and ordinances for the use of and to police traffic on state highways, and to set, change, or extend route numbers on the Primary Highway System of North Carolina pursuant to authority of N.C.G.S 143B-350(g) (see 19ANCAC 4A.0004).

Pursuant to that delegation, the State Traffic Engineer hereby adopts and promulgates the following ordinances based on traffic and engineering studies performed by the Traffic Engineering Branch, Department of Transportation, and in accordance with General Statute 20-141.

COUNTY CARTERET

DIVISION 2

### DECLARE THE FOLLOWING

County / Municipality	Ordinance Number	Route	Car Spd Lmt	Trk Spd Lmt	Description
CARTERET	1068931	NC 58	25	25	Between 0.90 mile east of SR 1191 and 1.3 miles east of SR 1191.
CARTERET	1068932	NC 58	45	45	Between SR 1191 and 0.9 mile east of SR 1191.

### RESCIND THE FOLLOWING

County / Municipality	Ordinance Number	Route	Car Spd Lmt	Trk Spd Lmt	Description
CARTERET	1006528	SR 1190	25	25	From a point 0.90 mile east of SR1191 eastward for 0.40 mile.
CARTERET	1006569	SR 1190	45	45	From a point 0.17 mile west of SR1191, eastward to a point 0.90 mile east of SR1191, at Fort Macon. (Correction of speed zone length)

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## Variable Speed Limit - Municipal

The Board of Transportation has delegated to the Secretary of Transportation the authority to adopt and promulgate all rules and regulations and ordinances regulating traffic on the highways pursuant to authority of N.C.G.S 143B-350 (g) (see 19ANCAC 4A.0004).

The State Traffic Engineer is subdelegated the authority by the Secretary of Transportation to adopt and promulgate all necessary rules, regulations and ordinances for the use of and to police traffic on state highways, and to set, change, or extend route numbers on the Primary Highway System of North Carolina pursuant to authority of N.C.G.S 143B-350(g) (see 19ANCAC 4A.0004).

Pursuant to that delegation, the State Traffic Engineer hereby adopts and promulgates the following ordinances based on traffic and engineering studies performed by the Traffic Engineering Branch, Department of Transportation, and in accordance with General Statute 20-141, 136-18 (5).

COUNTY CARTERET

DIVISION 2

### DECLARE THE FOLLOWING

County / Municipality	Ordinance Number	Route	Car Spd Lmt	Trk Spd Lmt	Description
CARTERET ATLANTIC BEACH	1068929	NC 58	45	45	*35 MPH or 45 MPH* in an increment of 10 MPH, between SR 1182 (Atlantic Beach Causeway) and the eastern municipal limit of Atlantic Beach, the lower limit to be in effect from March 15 to October 15, exclusive, each year.

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## Variable Speed Limit - Rural

The Board of Transportation has delegated to the Secretary of Transportation the authority to adopt and promulgate all rules and regulations and ordinances regulating traffic on the highways pursuant to authority of N.C.G.S 143B-350 (g) (see 19ANCAC 4A.0004).

The State Traffic Engineer is subdelegated the authority by the Secretary of Transportation to adopt and promulgate all necessary rules, regulations and ordinances for the use of and to police traffic on state highways, and to set, change, or extend route numbers on the Primary Highway System of North Carolina pursuant to authority of N.C.G.S 143B-350(g) (see 19ANCAC 4A.0004).

Pursuant to that delegation, the State Traffic Engineer hereby adopts and promulgates the following ordinances based on traffic and engineering studies performed by the Traffic Engineering Branch, Department of Transportation, and in accordance with General Statute 20-141, 136-18 (5).

COUNTY CARTERET

DIVISION 2

### DECLARE THE FOLLOWING

County / Municipality	Ordinance Number	Route	Car Spd Lmt	Trk Spd Lmt	Description
CARTERET	1068930	NC 58	35	35	*35 MPH or 45 MPH* in an increment of 10 MPH, between SR 1191 and the eastern municipal limit of Atlantic Beach, the lower limit to be in effect from March 15 to October 15, exclusive, each year.

### RESCIND THE FOLLOWING

County / Municipality	Ordinance Number	Route	Car Spd Lmt	Trk Spd Lmt	Description
CARTERET	1067909	NC 58	35	35	*35 MPH or 45 MPH* in an increment of 10 MPH, between SR 1191 and the eastern municipal limit of Atlantic Beach, the lower limit to be in effect from March 15 to October 15, exclusive, of each year).

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## Route Changes

The Board of Transportation has delegated to the Secretary of Transportation the authority to adopt and promulgate all rules and regulations and ordinances regulating traffic on the highways pursuant to authority of N.C.G.S 143B-350 (g) (see 19ANCAC 4A.0004).

The State Traffic Engineer is subdelegated the authority by the Secretary of Transportation to adopt and promulgate all necessary rules, regulations and ordinances for the use of and to police traffic on state highways, and to set, change, or extend route numbers on the Primary Highway System of North Carolina pursuant to authority of N.C.G.S 143B-350(g) (see 19ANCAC 4A.0004).

Pursuant to that delegation, the State Traffic Engineer hereby adopts and promulgates the following ordinances based on traffic and engineering studies performed by the Traffic Engineering Branch, Department of Transportation, and in accordance with General Statute 136-30, 136-54.

COUNTY    CARTERET                      DIVISION    2

### DECLARE THE FOLLOWING

County	Ordinance Number	Route	Long Description
CARTERET	1068918	SR 1190	Delete existing SR 1190 and replace with NC 58 between 0.194 mile west of SR 1191 and 1.411 miles east of SR 1191.
CARTERET	1068953	NC 58	Add NC 58 to replace existing SR 1190 between 0.194 mile west of SR 1191 and 1.411 miles east of SR 1191.

The foregoing Highway Traffic Ordinances are hereby adopted in accordance with the General Statutes of North Carolina (20-141, 160A-301 (a), 136-18 (5), 136-18 (5), 136-30, 136-89.58 (5), 20-161 (a, b), 136-54, 20-140.3 (5)).

All the actions to the Highway Traffic Ordinances herein adopted are effective September 20, 2016 and are identified as follows:

ORDINANCE TYPE	ADOPT	REPEAL
No Parking	0	1
Municipal Speed Zones	0	1
Rural Speed Zones	2	2
Route Changes	2	0
Variable Speed Limit - Municipal	1	0
Variable Speed Limit - Rural	1	1
Total	6	5

For ordinances requiring signing, the Division Engineer for each affected Division shall cause to be erected appropriate signs indicating the action of the State Traffic Engineer and these ordinances shall be in full force and effect from and after the erection of such signs.

September 20, 2016

DATE

  
OFFICER SIGNATURE

James K. Lacy, P.E.

TYPED NAME

State Traffic Engineer

TITLE



**Certification of Municipal Declaration  
To Repeal Speed Limits and Request for Concurrence**

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**Concurring State Ordinance Number:** 1006489

**Division:** 2      **County:** CARTERET

**Municipality:** ATLANTIC BEACH

**Type:** Municipal Speed Zones

**Road:** NC 58

**Car:** 45 MPH

**Truck:** 45 MPH

**Description:** NC 58, from SR 1182 (Atlantic Beach Causeway) eastward to the eastern corporate limits of Atlantic Beach, the end of NC 58, a point 2.20 miles east of SR 1182. (Seasonal, effective from October 15 to March 15, inclusive each year).

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**Municipal Certification**

I, Katrina E. Tyer, Clerk of Town of Atlantic Beach, do hereby certify that the municipal governing body, pursuant to the authority granted by G.S. 20-141(f), determined upon the basis of an engineering and traffic investigation and duly declared, on the 22nd day of August, 20 16, the repeal of speed limits as set forth above on the designated portion of the State Highway System, which shall become effective when the Department of Transportation has passed a concurring ordinance and signs are erected giving notice of the authorized speed limit.

The said municipal declaration is recorded as follows:

Minute Book: n/a

Page: \_\_\_\_\_

Ordinance/Resolution Number: 16-08-02

In witness whereof, I have hereunto set my

hand and the municipal seal this 22nd day

of August, 20 16.

Katrina E. Tyer  
(signature)



(municipal seal)

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**Department of Transportation Approval**

Division:

Mary Vailin Moore

Title:

DDTE

Date:

9-12-16 *AWM*

Region:

P. H. Daugherty III

Title:

ERFOE

Date:

9/14/16

**Certification of Municipal Declaration  
To Enact Speed Limits and Request for Concurrence**

**Concurring State Ordinance Number:** 1068929

**Division:** 2      **County:** CARTERET

**Municipality:** ATLANTIC BEACH

**Type:** Municipal Speed Zones

**Road:** NC 58

**Car:** 45 MPH

**Truck:** 45 MPH

**Description:** \*35 MPH or 45 MPH\* in an increment of 10 MPH, between SR 1182 (Atlantic Beach Causeway) and the eastern municipal limit of Atlantic Beach, the lower limit to be in effect from March 15 to October 15, exclusive, each year.

**Municipal Certification**

I, Katrina E. Tyer, Clerk of Town of Atlantic Beach, do hereby certify that the municipal governing body, pursuant to the authority granted by G.S. 20-141(f), determined upon the basis of an engineering and traffic investigation and duly declared, on the 22 day of August, 2016, the speed limits as set forth above on the designated portion of the State Highway System, which shall become effective when the Department of Transportation has passed a concurring ordinance and signs are erected giving notice of the authorized speed limit.

The said municipal declaration is recorded as follows:

Minute Book: n/a Page:                      Ordinance/Resolution Number: 16-08-02

In witness whereof, I have hereunto set my  
hand and the municipal seal this 22nd day  
of August, 2016.

Katrina E. Tyer  
(signature)



(municipal seal)

**Department of Transportation Approval**

Division: Mary Vullen Moore

Title: DDTE

Date: 9-12-16

Region: P. H. Daugherty III

Title: ERFOE

Date: 9/14/16

North Carolina Department of Transportation  
Transportation Mobility and Safety Division

## Route Change Request Form

This form shall be completed for all route number change requests affecting Interstates and Primary (US and NC) routes and submitted to the Staff Engineer of the Transportation Mobility and Safety Division (TMSD). A map (or maps) shall also be attached indicating the affected counties and routes.

Route Number/s: NC 58  
County/s: Carteret  
Division/s: 02 TIP Project/s: N/A

General description of request (starting/ending points, etc.):

Extension of NC 58 from current southern/eastern terminus at SR 1190 and SR 1191, along SR 1190 to its end at Fort Macon State Park. Total length to be added is 1.396 miles.

Reason/Justification for this route change:

Logical extension of NC 58 to Fort Macon State Park at end of island.

Requestor Name: P. H. Daughtry, III, PE Date: 4/22/2014

Requestor Signature: P.H. Daughtry, III, PE

State Traffic Engineer (initial approval): [Signature] Date: Apr 24/2014

Attachments: Map/s

cc: Ordinance Program Coordinator

# Carteret County

